

**HEALTH CARE RECORDS, DATA COLLECTION and CONFIDENTIALITY CITATIONS
EXCERPTS FROM THE CALIFORNIA CODE OF REGULATIONS**

TITLE 22. Social Security

**Division 3. Health Care Services
Subdivision 1. California Medical Assistance Program**

**Chapter 3. Health Care Services
Article 1.3. General Provisions**

§51009. Confidential Nature of Records.

All individual medical records of beneficiaries acquired by individuals or institutions providing care, the Department, or any other state or local agency, or by any organization contracting to provide administrative services under this program, shall be confidential and shall not be released without the written consent of the beneficiary or his personal representative. This shall not preclude the release of statistical or summary data or information in which individual beneficiaries are not, and cannot be, identified, nor shall it preclude exchange of information between individuals or institutions providing care, fiscal intermediaries, and state or local official agencies. Neither shall this section preclude exchange of information necessary for the purpose of effecting recovery as provided in Welfare and Institutions Code, Sections 10020 through 10025, 14024 and 14124.70 through 14124.79 with persons liable thereunder.

**Division 5. Licensing and Certification of Health Facilities,
Home Health Agencies, and Referral Agencies
Chapter 7. Primary Care Clinics
Article 6. Administration**

§75054. Patient Health Record Service.

(a) Records shall be permanent, either typewritten or legibly written in ink and shall be kept on all patients accepted for treatment. All health records of discharged patients shall be completed and filed within 30 days after termination of each episode of treatment and such records shall be kept for a minimum of 7 years, except for minors whose records shall be kept at least until one (1) year after the minor has reached the age of 18, but in no case less than seven (7) years...

**Chapter 7.2. Psychology Clinics
Article 4. Administration**

§75343. Unit Patient Treatment Records.

(a) Records shall be permanent, either typewritten or legibly written in ink, and shall be kept on all patients accepted for treatment. All treatment records of discharged patients shall be completed and filed within 30 days after termination of each episode of treatment and such records shall be kept for a minimum of 7 years, except for minors whose records shall be kept at least until one (1) year after the minor has reached the age of 18, but in no case less than seven (7) years...

**Chapter 9. Psychiatric Health Facilities
Article 4. Administration**

§77143. Health Record Availability.

...(c) Patient health records or reproductions thereof, shall be safely preserved for a minimum of seven years following discharge of the patient, except that the records of unemancipated minors shall be kept at least one year after such minor has reached the age of 18 years and, in any case, not less than seven years...